

Attorney's Docket No. 006701.P002XC4

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

Julian N. Nikolchev

Examiner: Andrea Ragonese

Application No.: 10/600,298

Art Unit: 3743

Filed: June 20, 2003

For: CONTRACEPTIVE TRANSCERVICAL
FALLOPIAN TUBE OCCLUSION
DEVICES AND METHODS

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

INFORMATION DISCLOSURE STATEMENT

Sir:

Enclosed is a copy of Information Disclosure Citation Form PTO-1449 or PTO/SB/08 together with copies of the documents cited on that form, except for copies not required to be submitted (e.g., copies of U.S. patents and U.S. published patent applications need not be enclosed). It is respectfully requested that the cited documents be considered and that the enclosed copy of Information Disclosure Citation Form PTO-1449 or PTO/SB/08 be initialed by the Examiner to indicate such consideration and a copy thereof returned to applicant(s).

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450 on:
June 20, 2005

(Date of Deposit)

Connie Thayer

(Typed or printed name of person mailing correspondence)

Connie Thayer

(Signature of person mailing correspondence)

6-20-05

(Date)

06/24/2005 SLUANG1 00000001 10600298

04 FC:1806

180.00 DP

Pursuant to 37 C.F.R. § 1.97, the submission of this Information Disclosure Statement is not to be construed as a representation that a search has been made and is not to be construed as an admission that the information cited in this statement is material to patentability.

Pursuant to 37 C.F.R. § 1.97, this Information Disclosure Statement is being submitted under one of the following (as indicated by an "X" to the left of the appropriate paragraph):

 37 C.F.R. §1.97(b).

 X 37 C.F.R. §1.97(c). If so, then enclosed with this Information Disclosure Statement is one of the following:

 A statement pursuant to 37 C.F.R. §1.97(e) or

 X A check for \$180.00 for the fee under 37 C.F.R. § 1.17(p).

 37 C.F.R. §1.97(d). If so, then enclosed with this Information Disclosure Statement are the following:

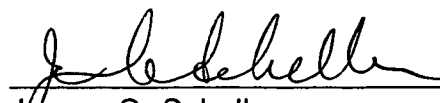
- (1) A statement pursuant to 37 C.F.R. §1.97(e); and
- (2) A check for \$180.00 for the fee under 37 C.F.R. §1.17(p) for submission of the Information Disclosure Statement.

If there are any additional charges, please charge Deposit Account No. 02-2666.

Respectfully submitted,

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP

Dated: 6/20, 2005


James C. Scheller
Reg. No. 31,195

12400 Wilshire Blvd.
Seventh Floor
Los Angeles, CA 90025
(408) 720-8300

Substitute for Form 1449/PTO

INFORMATION DISCLOSURE

STATEMENT BY APPLICANT

(use as many sheets as necessary)

Sheet 1 006701.P002XC4 3 Attorney Docket Number 006701.P002XC4

Complete if Known

Application Number 10/600,298
 Filing Date June 20, 2003
 First Named Inventor: Julian N. Nikolchev
 Art Unit 3743
 Examiner Name Andrea Ragonese

U.S. PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Document Number		Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)				
		US-	3,895,634	7/22/75	Berger, et al.	
		US-	2003/0220636	11/27/03	Bowman, et al.	
		US-	5,377,668	1/3/1995	Ehmsen	
		US-	3,982,542	9/28/76	Ford, et al.	
		US-	5,122,136	6/16/92	Guglielmi, et al.	
		US-	6,309,384 B1	10/30/01	Harrington, et al.	
		US-	6,346,102 B1	2/12/02	Harrington, et al.	
		US-	2002/0072744	6/13/02	Harrington, et al.	
		US-	2001/0016738	6/13/02	Harrington, et al.	
		US-	4,246,896	1/27/81	Horne, Jr., et al.	
		US-	5,192,301	3/9/93	Kamiya, et al.	
		US-	3,760,806	09/1973	Leeper	
		US-	4,821,741	04/1989	Mohajer	
		US-	6,145,505	11/14/00	Nikolchev	
		US-	6,679,266 B2	1/20/04	Nikolchev	
		US-	6,526,979	3/4/03	Nikolchev	
		US-	5,935,137	8/10/99	Saadat	
		US-	4,724,832	02/1988	Strubel, et al.	
		US-	5,303,719	4/19/94	Wilk, et al.	
		US-	4,085,743	4/25/78	Yoon	

FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Foreign Patent Document			Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶
		Country Code ³	Number ⁴	Kind Code ⁵ (if known)				
			32520/78		1/18/78	Australia		
			WO83/00011		06/16/82	WO		
			WO99/15116		4/1999	WO		
			WO80/02369		5/5/80	WO		
Examiner Signature		/Michael Brown/				Date Considered	08/28/2008	

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹Applicant's unique citation designation number (optional). ²See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴For Japanese patent documents, the indication of the year of reign of the Emperor must precede the serial number of the patent document. ⁵Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶Applicant is to place a check mark here if English language translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS.

SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

Based on Form PTO/SB/08A (08-03) as modified by BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP on 09/10/03.

ALL REFERENCES CONSIDERED EXCEPT WHERE LINED THROUGH. /M.B./

Substitute for Form 1449/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(use as many sheets as necessary)</i>				Complete if Known	
				Application Number	10/600,298
				Filing Date	June 20, 2003
				First Named Inventor:	Julian N. Nikolchev
				Art Unit	3743
				Examiner Name	Andrea Ragonese
Sheet	2	of	3	Attorney Docket Number	006701.P002XC4
NON PATENT LITERATURE DOCUMENTS					
Examiner Initials*	Cite No ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published			T ²
		BRUESCHKE et al., "A steerable hysteroscopic and mechanical tubal occlusive devices" Advances in Female Sterilization Techniques, Sciarra et al., Eds., Harper & Row, Publishers, (1976) pp. 182-198			
		BRUESCHKE et al., "Transcervical tubal occlusion with a steerable hysteroscope: Implantation of devices into extirpated human uteri," Am. J. Obstet. Gynecol., Vo. 127, No. 2, pp. 118-124, 1977.			
		BRUNDIN, J., "Transcervical sterilization in the human female by hysteroscopic application of hydrogelic occlusive devices into the intramural parts of the fallopian tubes: 10 years experience of the P-block," European Journal of Obstetrics & Gynecology and Reproductive Biology, Vol. 39, pp. 41-49, 1991			
		Conceptus Annual Report (1995), pp. 3, 5, 7, 9, 13-14, and 22.			
		Conceptus Annual Report (1996) pp. x, 3, 9, and 13-14.			
		COOPER, "Hysteroscopic Sterilization" Fertility Control (1985) Corson et al., Eds., Little, Brown & Co., Boston, First Edition, pp. 119-131.			
		COPY OF REQUEST FOR INTERFERENCE WITH U.S. PATENT NO. 6,096,052 UNDER 37 CFR §1.607 AND SECOND PRELIMINARY AMENDMENT, filed October 3, 2001 with U.S. Patent Office.			
		CORFMAN, "An instrument for transcervical treatment of the oviducts and uterine cornua" Obstetrics and Gynecology (1996) 27(6): 880-884.			
		DARABI et al., "Collaborative Study on Hysteroscopic Sterilization Procedures: Final Report" Risks, Benefits, and Controversies in Fertility Control (1978) Sciarra et al., Eds., Harper & Row, New York, pp. 81-101			
		ERB, R.A. et al., "Hysteroscopic Oviductal Blockin with Formed-in-Place Silicone Rubber Plugs," The Journal of Reproductive Medicine, pp. 65-68, August 1979.			
		GORDON, A.G., et al., Atlas of Gynecology Endoscopy, Mosby-Wolfe Press, 2 nd Edition, 1995 (Title page and Table of Contents are enclosed herewith).			

Examiner Signature	/Michael Brown/	Date Considered	08/28/2008
--------------------	-----------------	-----------------	------------

*Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹Applicant's unique citation designation number (optional). ²Applicant is to place a check mark here if English Translation is attached.

This collection of information is required by 37 CFR 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.

Substitute for Form 1449/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(use as many sheets as necessary)</i>				Complete if Known	
				Application Number	10/600,298
				Filing Date	June 20, 2003
				First Named Inventor:	Julian N. Nikolchev
				Art Unit	3743
				Examiner Name	Andrea Ragonese
Sheet	3	of	3	Attorney Docket Number	006701.P002XC4
NON PATENT LITERATURE DOCUMENTS					
Examiner Initials*	Cite No ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published			T ²
		GUPTA, D.N. et al., "Antifertility Effect on an Intrafallopian Tubal Copper Device," Indian J. Exp. Biol., Vol. 14, pp. 316-319, May, 1976.			
		HAMOU, J. et al., "Hysteroscopic Reversible Tubal Sterilization," ACTA Europea Ferilatis, Vol. 15, No. 2, 1984.			
		HOSSEINIAN et al., "Hysteroscopic Implantation of Uterotubal Junction Blocking Devices," Advances in Female Sterilization Techniques, (1976) Sciarra et al., Eds., Harper & Row, New York, pp. 169-175.			
		QUINONES et al., "Hysteroscopic Sterilization" Int. J. Gynaecol Obstet. (1976) 14:27-34.			
		REED, T.P. et al., "Tubal Occlusion with Silicone Rubber," The Journal of Reproductive Medicine, pp. 25-28, July 1980.			
		RICHART et al., "Evaluation of Polymer Flock and Metal Alloy Intra-Tubal Device in Pigtail Monkeys" Contraception (1978) 18(5):459-168			
		ROSS, P.L. et al., "Transcatheter Tubal Sterilization in Rabbits," Investigative Radiology, Vol. 29, No. 5, pp. 570-573, 1994.			
		SCIARRA, "Heteroscopic Approaches for Tubal Closure" Research Frontiers in Fertility Regulation (1980) Zatuchni et al., Eds., Harper & Row, New York, pp. 270-286.			
		SCIARRA, J.J., et al., eds., Advances in Female Sterilization Techniques, Harper & Row, Publishers, 1976, Title page and Table of Contents are enclosed herewith, pp. 169-181, 186-189.			
		STEPTOE, PATRICK C., "The Potential Use of Intratubal Stents for Reversible Sterilization," Laparoscopy, pp. 91-99, Circa 1976.			
		Complete Chinese -to English translation of Chinese Patent Publication No. CN 1047447A			

Examiner Signature	/Michael Brown/	Date Considered	08/28/2008
--------------------	-----------------	-----------------	------------

*Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹Applicant's unique citation designation number (optional). ²Applicant is to place a check mark here if English Translation is attached.
This collection of information is required by 37 CFR 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SENT FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.
If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.

ALL REFERENCES CONSIDERED EXCEPT WHERE LINED THROUGH. /M.B./